

Message Text

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ACTION EUR-12

INFO OCT-01 ISO-00 CIAE-00 NSAE-00 NSCE-00 SSO-00
ICAE-00 INRE-00 PM-05 INR-10 L-03 ACDA-12 PA-01
SS-15 SP-02 TRSE-00 HA-05 H-01 /067 W
-----128436 131858Z /46

O R 131849Z APR 78
FM AMEMBASSY BONN
TO SECSTATE WASHDC IMMEDIATE 7640
INFO DIA WASHDC
USMISSION USNATO
USNMR SHAPE
CINC USAREUR HEIDELBERG
CINC USAFE RAMSTEIN
CINC EUR VAIHINGEN

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E.O. 11652: N/A
TAGS: MORG, MPOL, GW
SUBJECT: FRG MILITARY SERVICE LAW

REFS: A) BONN 3011 DTG 161830Z FEB 78
B) BONN 20946 DTG 191832Z DEC 77
C) BONN 19566 DTG 251637Z NOV 77

1. THE FEDERAL CONSTITUTIONAL COURT IN KARLSRUHE TODAY
DECLARED UNCONSTITUTIONAL THE FRG'S LIBERALIZED MILITARY
DRAFT LAW.

2. THE NUMBER OF YOUNG GERMANS REQUESTING CONSCIENTIOUS
OBJECTOR STATUS AND OPTING FOR ALTERNATE CIVILIAN
SERVICE HAD GROWN ALARMINGLY AFTER THE LAW ENTERED
INTO FORCE ON AUGUST 1, 1977 (SEE REF A).

3. WITH ITS DECISION THE FEDERAL CONSTITUTIONAL COURT
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SUSTAINED THE APPEAL MADE BY THE CDU/CSU LAENDER
GOVERNMENTS OF BAVARIA, BADEN-WUERTTEMBERG AND RHINELAND-
PALATINATE AS WELL AS A MAJORITY OF THE CDU/CSU
BUNDESTAG DELEGATES.

4. THE COURT'S RULING REESTABLISHES THE 1956
CONSCRIPTION LAW AND THE 1960 ALTERNATE CIVILIAN

SERVICE LAW AS BINDING. INDIVIDUALS REQUESTING
CONSCIENTIOUS OBJECTOR STATUS MUST ONCE AGAIN APPEAR
PERSONALLY BEFORE THEIR LOCAL DRAFT BOARDS WHEN
APPLYING FOR CONSCIENTIOUS OBJECTOR STATUS AND
ALTERNATA SERVICE.

5. WE WILL PROVIDE THE COURT'S REASONING AND POLITICAL
AND PRESS REACTIONS AS SOON AS THEY BECOME AVAILABLE.
STOESSEL

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 jan 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: LAW, CONSCRIPTION, CONSTITUTION, MILITARY LAW
Control Number: n/a
Copy: SINGLE
Draft Date: 13 apr 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 20 Mar 2014
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1978BONN06792
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D780159-0634
Format: TEL
From: BONN
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1978/newtext/t19780462/aaaacapx.tel
Line Count: 71
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: fffc39b1-c288-dd11-92da-001cc4696bcc
Office: ACTION EUR
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: 78 BONN 3011
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 05 may 2005
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: N/A
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 2985469
Secure: OPEN
Status: NATIVE
Subject: FRG MILITARY SERVICE LAW
TAGS: MORG, MPOL, GE
To: STATE
Type: TE
vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/ffc39b1-c288-dd11-92da-001cc4696bcc
Review Markings:
Sheryl P. Walter
Declassified/Released
US Department of State
EO Systematic Review
20 Mar 2014
Markings: Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014